

1 MAYER BROWN LLP  
John Nadolenco (SBN 181128)  
2 350 South Grand Avenue  
25th Floor  
3 Los Angeles, CA 90071-1503  
Telephone: (213) 229-9500  
4 [jnadolenco@mayerbrown.com](mailto:jnadolenco@mayerbrown.com)

5 Lauren R. Goldman (*pro hac vice*)  
1221 Avenue of the Americas  
6 New York, NY 10020  
Telephone: (212) 506-2647  
7 [lrgoldman@mayerbrown.com](mailto:lrgoldman@mayerbrown.com)

8 *Counsel for Defendant Facebook, Inc.*

9  
10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **SAN FRANCISCO DIVISION**

13 IN RE FACEBOOK BIOMETRIC  
14 INFORMATION PRIVACY LITIGATION

15 THIS DOCUMENT RELATES TO:  
16 ALL ACTIONS

17  
18 FREDERICK WILLIAM GULLEN, on behalf  
19 of himself and all others similarly situated,

20 Plaintiff,

21 v.

22 FACEBOOK, INC.,

23 Defendant.  
24  
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26  
27  
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**[PROPOSED] ORDER GRANTING  
FACEBOOK, INC.'S RENEWED  
MOTION TO DISMISS UNDER RULE  
12(b)(1) FOR LACK OF SUBJECT  
MATTER JURISDICTION**

Master Docket No.: 3:15-CV-03747-JD

Date: November 2, 2017  
Time: 10:00 a.m.  
Location: Courtroom 11

Hon. James Donato

Case No. 3:16-cv-00937-JD

**[PROPOSED] ORDER**

This matter is before the Court on the renewed motion of defendant Facebook, Inc. (“Facebook”) to dismiss the plaintiffs’ complaints in this case. After consideration of the briefs and arguments of counsel and all other matters presented, the Court concludes that Facebook’s motion should be granted, and the complaints in this case should be dismissed.

Accordingly, **IT IS HEREBY ORDERED THAT** Facebook’s Motion is **GRANTED**, and the complaints in this case are **DISMISSED**.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Honorable James Donato  
United States District Judge